

Court of Appeals, Division One
Civil Appeal

1 CA-CV 15-0208

STEELMAN v. US BANK

Appellate Case Information

Case Filed: 6-Apr-2015
Case Closed:

Dept/Composition

Department D

Hon. Diane M Johnsen
Hon. Randall M Howe
Hon. Andrew W Gould

Side 1. In the Matter of the Estate of:
VIRGINIA G. MYRMAN,

Decedent.
LADIEN A. STEELMAN, as Trustee of THE MYRMAN LIVING TRUST DATED MAY 16, 1994; LADIEN A. STEELMAN, as Personal Representative of THE ESTATE OF EARL D. MYRMAN; and LADIEN A. STEELMAN, as Personal Representative of THE ESTATE OF VIRGINIA G. MYRMAN,
Plaintiff/Appellant

(Litigant Group) LADIEN STEELMAN

- Ladien Steelman

Attorneys for: Plaintiff/Appellant

James E Bache, Esq. (AZ Bar No. 6293)

Side 2. U.S. BANK NATIONAL ASSOCIATION; BLACK CORPORATION; and DAVID N. RAMRAS and JANE DOE RAMAS, husband and wife,
Defendant/Appellee

(Litigant Group) US BANK NATIONAL ASSOCIATION

- US Bank National Association

Attorneys for: Defendant/Appellee

Michael J Plati, Esq. (AZ Bar No. 16705)

(Litigant Group) FIRST AMERICAN TITLE INSURANCE CO (BLACK CORP)

- First American Title Insurance Company

Attorneys for: Defendant/Appellee

Richard L Cobb, Esq. (AZ Bar No. 11427)

Joseph J Glenn, Esq. (AZ Bar No. 23228)

CASE STATUS

Dec 13, 2016....Pending Closure

PREDECESSOR CASE (S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR PB 2013-091530			Terri L Clarke, Authoring Judge of Order		

DESCENDENT CASE (S)

ASC CV-16-0167-PR

OPEN DUE DATE

Stay Request (re: Writ of Certiorari) due

Due By: Wednesday, December 28, 2016

Re: Minute Letter of ASC: Petition for Review DENIED

CASE DECISION

14-Jun-2016 MEMORANDUM DECISION

Amended Per Order Filed 6-14-16

Filed: 14-Jun-2016

Mandate:

Andrew Gould.....Author
Diane Johnsen.....Concur
Randall Howe.....Concur

Decision Disposition

Affirmed in Part

Vacated in Part

49 PROCEEDING ENTRIES

1. 6-Apr-2015 FILED: Emergency Motion for Order Restoring or Granting Injunction Pending Appeal; Certificate of Service (Appellant)

Court of Appeals, Division One
Civil Appeal

1 CA-CV 15-0208

STEELMAN v. US BANK

49 PROCEEDING ENTRIES

2. 7-Apr-2015 ORDERED: staying superior court's minute entry order dated 3/20/15 and filed 3/23/15 dissolving and lifting preliminary injunction entered 8/25/14 until further order of this Court. Accordingly, defendant/appellee US Bank National Association is enjoined and restrained from proceeding with trustee's sale scheduled for 4/9/15. After court receives any response/reply memroanda on Emergency Motion for Order Restoring or Granting Injunction Pending Appeal, it will determine whether to extend stay through completion of this appeal. Hon Patricia A Orozco - Author
3. 8-Apr-2015 RECEIPT No.: 2015-00451 ; \$280.00, Authorization: 97020009571, Applied to: LADIEN STEELMAN - Class A Filing Fee (\$280.00) Paid for: James E Bache - By Integrated Resource Systems IN
4. 17-Apr-2015 FILED: Response to Emergency Motion for Order Restoring or Granting Injunction Pending Appeal; Certificate of Service; Exhibit 1 (Appellee)
5. 21-Apr-2015 RECEIPT No.: 2015-00521 ; \$140.00, Authorization: Ref1#10015874994, Applied to: US BANK NATIONAL ASSOCIATION - Class B Filing Fee (\$140.00) Paid for: Dickinson Wright PLLC - By Intresys Inc
6. 29-Apr-2015 FILED: Reply To Response To Emergency Motion For Order Restoring Or Granting Injunction Pending Appeal; Certificate of Service of Reply To Response To Emergency Motion For Order Restoring Or Granting Injunction Pending Appeal (Appellant)
7. 1-May-2015 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits - not sent at this time
8. 1-May-2015 FILED: Index of Record, Notice of Appeal filed in Maricopa County Superior Court on 4/3/15
9. 7-May-2015 FILED: Notice to Parties re: Appellant's/Appellee US Bank's Fees Paid/Appellant's Case Management Statement/Brief Due
10. 8-May-2015 RECEIPT No.: 2015-00614 ; \$140.00, Check Number: 17356, Applied to: FIRST AMERICAN TITLE INSURANCE CO (BLACK CORP) - Appellee's Filing Fee (\$140.00) Paid for: - By Lake & Cobb PLC
11. 13-May-2015 ORDERED: Emergency Motion for Order Restoring or Granting Injunction Pending Appeal (Appellant) = GRANTED/staying appeal to/including 6/12/15 to allow superior court to consider amount of a supersedeas bond. FURTHER ORDERED: Appeal will be automatically reinstated on 6/15/15 unless before that date, appellant files a motion to continue stay. FURTHER ORDERED: W/in 5 days after superior court rules on supersedeas bond issue, appellant shall file notice w/ court w/ ruling attached. Notice shall indicate whether appellant will post any bond ordered or whether appellant request discretionary stay w/o a bond. Hon Jon W Thompson - Author
12. 27-May-2015 FILED: Case Management Statement; Case Management Statement - Signature page; Case Management Statement - Page 6; Case Management Statement - Certificate of Service (Appellant)
13. 29-May-2015 FILED: Joint Notice Regarding Supersedeas Bond Issue and Joint Request to Revest Jurisdiction in Trial Court to Enter Final Judgment; Certificate of Service (Appellee)
14. 2-Jun-2015 ORDERED: continuing stay of superior court's minute entry order dated 3/20/15, filed 3/23/15, dissolving and lifting preliminary injunction entered 8/25/14. FURTHER ORDERED: Staying appeal to/including 7/20/15 and revesting jurisdiction in Maricopa Superior Court to consider/rule on claims for attorneys' fees and enter final judgment. FURTHER ORDERED: On 7/21/15, appeal shall be automatically reinstated, unless party files motion to continue stay. FURTHER ORDERED: If a party wishes ruling on claims for attorneys' fees and final judgment, a timely notice of appeal or amended notice of appeal must be filed. FURTHER ORDERED: Win 10 days after ruling on claims for attorneys' fees and final judgment, appellant shall file a notice w/ ruling/judgment attached. Appellant shall indicate whether notice of appeal or amended notice has been or will be filed. FURTHER ORDERED: Opening brief shall be due on 8/20/15. FURTHER ORDERED: Amending caption by adding First American Title Corporation as an appellee and removing David N Ramras, Jane Doe Ramras and Black Corporation as appellees. Melina Brill ProTem Judge - Author
15. 1-Jul-2015 FILED: Notice of Entry of Final Judgment and of Filing of Amended Notice of Appeal; Certificate of Service (Appellant)
16. 2-Jul-2015 FILED: Maricopa County Superior Court Mintue Entry dated 6/29/15, filed 6/30/15 re: granting attorneys' fees all in accordance w/ formal wrtten order signed by court.
17. 10-Jul-2015 FILED: Supplemented Superior Court e-Record with Revised Index of Record (including Final Judgment filed 6/29/15; Minute entry signed 6/29/15, filed 6/30/15 re: granting attorneys' fees and Amended Notice of Appeal filed on 7/2/15)
18. 18-Aug-2015 FILED: Appellants' Opening Brief; Certificate of Compliance; Certificate of Service
19. 2-Oct-2015 FILED: Answering Brief of Defendant/Appellee First American Title Insurance Company; Certificate of Compliance; Certificate of Service
20. 2-Oct-2015 FILED: Request for Oral Argument; Certificate of Service (Appellee U.S. Bank National Assoc.)

Court of Appeals, Division One
Civil Appeal

1 CA-CV 15-0208

STEELMAN v. US BANK

49 PROCEEDING ENTRIES

21.	2-Oct-2015	FILED: Appellee U.S. Bank National Association's Answering Brief; Certificate of Compliance; Certificate of Service
22.	26-Oct-2015	FILED: Reply to Answering Brief of Defendant/Appellee First American Title Insurance Company; Certificate of Compliance; Certificate of Service (Appellant)
23.	27-Oct-2015	FILED: Reply to Appellee U.S. Bank National Association's Answering Brief; Certificate of Compliance; Certificate of Service (Appellant)
24.	28-Oct-2015	FILED: Request for Oral Argument; Certificate of Service (Appellant)
25.	3-Dec-2015	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
26.	8-Dec-2015	ORDERED: Request for Oral Argument (Appellee U.S. Bank National Assoc.) and Request for Oral Argument (Appellant) = GRANTED. Hon Michael J Brown - Author
27.	10-Dec-2015	FILED: Supplemented Superior Court e-Record with Revised Index of Record
28.	14-Dec-2015	FILED: Additional Record Filed: Exhibits: HD 8/25/14 - List and # 1 2 3 4 5 6 7 8 9 in manila envelope.
29.	28-Dec-2015	RECEIPT No.: 2015-01775 ; \$140.00, Check Number: #17356, Applied to: FIRST AMERICAN TITLE INSURANCE CO (BLACK CORP) - Class B Filing Fee (\$140.00) Paid for: - By Lake & Cobb PLC (Memo: X-REF 2015-00614)
30.	28-Dec-2015	VOID RECEIPT No.: 2015-00614 - \$-140.00, Check Number: 17356, - Applied to: FIRST AMERICAN TITLE INSURANCE CO (BLACK CORP) - Appellee's Filing Fee (\$-140.00) Paid for: - By: Lake & Cobb PLC VOID Reason: x-ref 2015-01775 incorrect receivable. alc
31.	29-Apr-2016	CLNDR: MONTHLY COURT CASE CALENDAR, Department D, 6-1-16, 10:00 am, COURTROOM 2.
32.	9-May-2016	FILED: Notice of Oral Argument
33.	9-May-2016	FILED: Return Receipt for Notice of Oral Argument, signed by Michael Plati on 05/09/2016; Certificate of Service (Appellee US Bank)
34.	10-May-2016	FILED: Return Receipt Re Oral Argument, signed by Richard L Cobb, on 05/09/16 (Appellee First American)
35.	12-May-2016	FILED: Return Receipt Re Oral Argument, signed by James E Bache, on 5/9/16 (Appellant)
36.	1-Jun-2016	FILED: Sign-in Sheet/Case is Under Advisement as of 06/01/2016 (Dept D)
37.	14-Jun-2016	MEMORANDUM DECISION (Affirmed in Part, Vacated in Part) Hon Andrew W Gould - Author; Hon Diane M Johnsen - Concur; Hon Randall M Howe - Concur Amended Per Order Filed 6-14-16
38.	14-Jun-2016	FILED: Memorandum Decision Distribution List
39.	14-Jun-2016	ORDERED: Amend caption portion of Memorandum Decision filed 06/14/2016, by replacing 'Trial' with 'Superior' so that corrected document reads as follows: "Appeal from the Superior Court in Maricopa County". Hon Andrew W Gould - Author
40.	22-Jun-2016	FILED: Defendant/Appellee First American Title Insurance Company's Statement of Costs; Certificate of Service (Appellee)
41.	27-Jun-2016	FILED: Appellee U.S. Bank's Application for Attorney's Fees and Costs Incurred on Appeal; Certificate of Service; Exhibit A (Appellee)
42.	28-Jun-2016	FILED: Appellants' Motion for Reconsideration; Certificate of Compliance; Certificate of Service (Appellant)
43.	30-Jun-2016	FILED: Emergency Motion for Order Confirming Stay of Order Lifting Injunction Pending Appeal or Alternatively Granting Stay of Order Lifting Injunction; Certificate of Service (Appellant)
44.	5-Jul-2016	ORDERED: Denying Appellants' Motion for Reconsideration. Hon Andrew W Gould - Author
45.	5-Jul-2016	ORDERED: Granting the Emergency Motion for Order Confirming Stay of Order Lifting Injunction Pending Appeal or Alternatively Granting Stay of Order Lifting Injunction and staying the trustee's sale in this case until this court issues it [sic] mandate. Hon Andrew W Gould - Author
46.	20-Jul-2016	FILED: Email Notice from ASC re: Petition for Review filed 7/20/16; request for partial record
47.	21-Jul-2016	FILED: Letter forwarding partial record to Arizona Supreme Court

Court of Appeals, Division One
Civil Appeal

1 CA-CV 15-0208

STEELMAN v. US BANK

49 PROCEEDING ENTRIES

- | | | |
|-----|-------------|--|
| 48. | 25-Jul-2016 | ORDERED: awarding Defendants/Appellees attorneys' fees in amount of \$20,000 and costs in amount of \$158. Hon Andrew W Gould - Author |
| 49. | 13-Dec-2016 | FILED: Letter from ASC, 12/13/2016, re: Petition for Review DENIED on 12/13/2016, Request for Attorneys' Fees (Appellant Steelman) DENIED on 12/13/2016, Request for Attorneys' Fees (Appellee US Bank National Association) GRANTED on 12/13/2016 |